

OCT 6 1999

GROUP 1800

After Final Rejection - Please Expedite Handling

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: CAMPBELL=2A

In re Application of:

Robert CAMPBELL et al.

Serial No.: 08/804,166

Filed: February 20, 1997

For: HYBRID PROTEINS

Art Unit: 1646

Examiner: L. SPECTOR

Washington, D.C.

October 5, 1999

AMENDMENT AFTER FINAL REJECTION

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

oct-05-99 16:40

This is a substitute for the amendment filed October 1, 1999. Please disregard and do not enter the amendment filed October 1, 1999. Responsive to the Office Action of December 30, 1998, from which a Notice of Appeal was filed June 1, 1999, petition and payment for the third month extension of time attached hereto, please amend as follows:

IN THE CLAIMS

Please rewrite claims 1, 4 and 5 in twice-amended form as follows:

1 (Twice-Amended). A hybrid protein comprising two coexpressed amino acid sequences forming a [dimer] heterodimer, each comprising:

(a) at least one amino acid sequence selected from the group consisting of a chain of a homomeric receptor, a chain of a

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FIGURE FAX RECEIVED OCT 0 6 1999

Atty.'s Docket: CAMPBELL=2A

0

GROUP 1600

Date: October 5, 1999

THE COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

Sir:

Transmitted herewith is an [X] AMENDMENT AFTER FINAL REJECTION in the above-identified application.

[] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

(Col. 3)

PRESENT

0

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] A ventied statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

(Col. 2)

HIGHEST

NO.

PREVIOUSLY

PAID FOR

. - 20

*** 3

) No additional fee is required.

• 15

- 1

TOTAL

INDEP.

The fee has been calculated as shown below:

(Cal. 1)

CLAIMS

REMAINING

AFTER

AMENDMENT

SMALL	ENTITY
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ADDITIONAL RATE FEE x 9 \$ S × 39 S -130

S **Total** Additional

OTHER THAN A SMALL ENTITY

OR	RATE	ADDITIONAL FEE
	X 18	\$
	X 78	\$
OR	- 26 0	\$
	TOTAL	S

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3

MINUS

MINUS

FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

- If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Pald For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Patition for Extension of Time

If any extension of time for a response is required applicant requests that this be considered a petition therefor.

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is

calculated as shown below: Small Entity Response Filed Within

] First - S 55.00

- \$190.00 Second

Third - \$435.00 ١ - 5680.00 Fourth

Month After Time Period Set

Other than small entity Response Filed Within

- \$ 110.00] First

- S 380.00 1 Second - \$ 870,00

(XX) Third

- \$1360.00 [] Fourth

Month After Time Period Set

Less fees (\$.380.00) already paid for _ month(s) extension of time on October 1, 1999. Adjustment date 10/06/1999 VIAR 100 Pull Title Account No. 02-4035 in the amount of \$490.00. A duplicate copy of this sheet is attached.

anls attached (Check No. [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case. This blanker authorization does not include patent issue fees under 37 CFR Section 1.18.

Repln. Ref: 03/24/2000 PWILSON 0010013000 DAH: 024035 Name/Number:08804166 FC: 704 Facsimile: (202) 737396280 CR

01 FC:116

Telephone: (202) 628-5197

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BROWDY AND NEWARK, P.L.L.C. Attomeys for Applicant(5)

Allen C. Yun

Registration No. 37,971